

5660. Misbranding of cottonseed meal. U. S. * * * v. Cotton Seed Products Co., a corporation. Plea of guilty. Fine, \$25. (F. & D. No. 7575. I. S. No. 19087-1.)

On or about September 26, 1916, the United States attorney for the Western District of Kentucky, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Cotton Seed Products Co., a corporation, Louisville, Ky., alleging shipment by said company, in violation of the Food and Drugs Act, on or about November 8, 1915, from the State of Kentucky into the State of Indiana, of a quantity of an article labeled in part, "Eagle Brand Cottonseed Meal," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Crude fiber (per cent).....	12.4
Crude protein (per cent).....	38.2

This product contains less crude protein and more crude fiber than it is labeled to contain.

Misbranding of the article was alleged in the information for the reason that the statement (on the label of the article), to wit, "The Cottonseed Products Company of Louisville, Ky. Guarantees this Eagle Brand Cottonseed Meal to contain not less than * * * 41.0 per cent of crude protein, not more than 10.0 per cent of crude fiber * * *," was false and misleading in that it represented to the purchaser thereof that the article contained not less than 41 per cent of crude protein and not more than 10 per cent of crude fiber, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it contained not less than 41 per cent of crude protein and not more than 10 per cent of crude fiber, when, in truth and in fact, it contained less than 41 per cent of crude protein and more than 10 per cent of crude fiber, to wit, approximately 38 per cent of crude protein and approximately 12.4 per cent of crude fiber.

On March 12, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$25.

C. F. MARVIN, *Acting Secretary of Agriculture.*